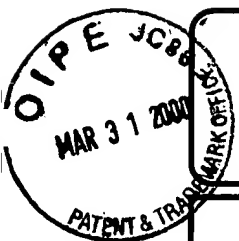


04-03-00

#CPA 2747

Please type a plus sign (+) inside this box → ☐

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CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

CHECK BOX, if applicable:

☐ DUPLICATE

Submit an original, and a duplicate for fee processing.

(Only for Continuation or Divisional applications under 37 CFR 1.53(d))

#7/CPA Request max 4/6/00

Address to:

Assistant Commissioner for Patents
Box CPA
Washington, DC 20231

Attorney Docket No.	080398.P115
First Named Inventor	Paul Michael Embree
Examiner Name	Lee, P.
Group/Art Unit	2747
Express Mail Label No.	EM466333058US

TECH CENTER 800 APR 15 2000

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This is request for a ☒ continuation or ☐ divisional application under 37 CFR 1.53(d) (continued prosecution application (CPA)) of prior application number 08/936,344, filed on September 24, 1997, entitled MEMORY ALLOCATION FOR REAL-TIME AUDIO PROCESSING.

NOTES

FILING QUALIFICATIONS: The prior application identified above must be a nonprovisional application that is either: (1) complete as defined by 37 CFR 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. A Notice will be placed on a patent issuing from a CPA, except for reissues and designs, to the effect that the patent issued on a CPA and is subject to the twenty-year patent term provisions of 35 U.S.C. § 154(a)(2). Therefore, the prior application of a CPA may have been filed before, on or after June 8, 1995.

C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 CFR § 1.53(d), but must be filed under 37 CFR 1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR § 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR § 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 CFR § 1.78(a).

- ☐ Enter the unentered amendment previously filed on _____ under 37 CFR § 1.116 in the prior nonprovisional application.
- ☒ A preliminary amendment is enclosed.
- This application is filed by fewer than all the inventors named in the prior application, 37 CFR § 1.53 (d)(4).
 - ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:

 - ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
- ☐ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
- Information Disclosure Statement (IDS) is enclosed:
 - ☐ PTO-1449
 - ☐ Copies of IDS Citations

(Page 1 of 2)

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box CPA, Washington, DC 20231.

04/04/2000 VVANH 01 FC:131 00000082 08936344 690.00 0P

ease type a plus sign (+) inside this box →



PTO/SB/29 (12/97)

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CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS (37 CFR § 1.16(c))	15 -20* =	0	x \$ 18.00 =	\$ 0.00	
INDEPENDENT CLAIMS(37 CFR § 1.16(b))	2 -3** =	0	x \$ 78.00 =		
MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))				+\$ _____ =	
				BASIC FEE (37 CFR § 1.16)	690.00
				Total of above Calculations =	\$690.00
Reduction by 50% for filing by small entity (Note 37 CFR §§ 1.9, 1.27, 1.28).					
* Reissue claims in excess of 20 and over original patent. ** Reissue independent claims over original patent.				TOTAL =	\$690.00

6. Small entity status:

- a. ☐ A small entity statement is enclosed.
b. ☐ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
c. ☐ Is no longer claimed.

7. The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 02 2666:

- a. ☒ Fees required under 37 CFR § 1.16.
b. ☒ Fees required under 37 CFR § 1.17.
c. ☒ Fees required under 37 CFR § 1.18.

8. ☒ A check in the amount of \$ 690.00 is enclosed.

9. ☒ Other: Check No. 10192 in the amount of \$110 for a one month extension.

NOTE:

The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below.

10. NEW CORRESPONDENCE ADDRESS

<input type="checkbox"/> Customer Number of Bar Code Label <div style="border: 1px dashed black; width: 200px; height: 50px; margin: 10px auto;"></div> (Insert Customer No. or Attach bare code label here)						<input checked="" type="checkbox"/> Correspondence address below	
Name	Thinh V. Nguyen, Reg. No. 42,034 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP						
Address	12400 Wilshire Boulevard, Seventh Floor						
City	Los Angeles	State	California	Zip Code	90025		
Country	U.S.A.	Telephone	(714) 557-3800	Fax	(714) 557-3347		

11. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

NAME	Thinh V. Nguyen, Reg. No. 42,034
SIGNATURE	
DATE	March 11, 2000



Our Docket No.: 080398.P115

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Paul Michael Embree et al.

Application No.: 08/936,344

Filed: September 24, 1997

For: **MEMORY ALLOCATION FOR
REAL-TIME PROCESSING**

Examiner: Ping W. Lee

Art Group: 2747

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PRELIMINARY AMENDMENT

Assistant Commissioner for Patents
Washington, DC 20231-9999

Sir:

This preliminary amendment is being submitted to support the continued prosecution application being filed concurrently herewith.

IN THE CLAIMS

Please amend Claims 1, 3, 5-7 and 9 as follows:

- sub 11
1. (Twice Amended) A method for allocating real-time audio data from a first plurality of audio channels in a system having a first processor and a second processor, the method comprising:

B